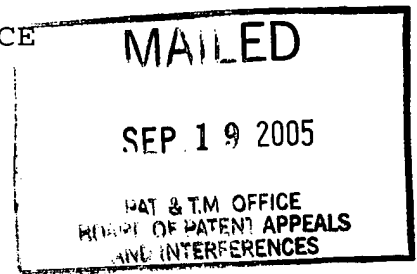


UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE BOARD OF PATENT APPEALS  
AND INTERFERENCES



Ex parte RAYMOND SELTZER, DAVID DEVORE, GLEN T. CUNKLE,  
JOHN A. SCHMIDT, PETER F. MCGARRY,  
JEAN-PIERRE WOLF, RANDALL B. NELSON

Application No. 09/234,253

ORDER RETURNING UNDOCKETED APPEAL TO EXAMINER

This application was electronically received at the Board of Patent Appeals and Interferences on June 14, 2005. A review of the application has revealed that the application is not ready for docketing as an appeal. Accordingly, the application is herewith being returned to the examiner. The matters requiring attention prior to docketing are identified below.

On March 6, 2000, appellants filed an Information Disclosure Statement (IDS). It is not clear from the record whether the examiner considered the IDS submitted or whether the examiner notified appellants of why the submission did not meet the criteria set forth in 37 CFR §§ 1.97 and 1.98.

Application No. 09/234,253

Accordingly, it is

ORDERED that this application be returned to the examiner for: 1) consideration of the Information Disclosure Statement filed March 6, 2000; 2) appropriate written notification by the examiner to appellants of such consideration; and 3) for such further action as may be appropriate.

It is important that the Board of Patent Appeals and Interferences be informed promptly of any action affecting the status of this appeal (i.e., abandonment, issue, reopening prosecution).

BOARD OF PATENT APPEALS  
AND INTERFERENCES

By: Frances C. Han  
Frances C. Han  
Program and Resource Administrator  
(571)272-9797

cc: CIBA Specialty Chemicals Corporation  
Patent Department  
540 White Plains Rd.  
P.O. Box 2005  
Tarrytown, NY 10591-9005

FCH/tdl